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IN THE

Supreme Court of the United States

OCTOBER TERM, A. D. 1936.

No. 89

ERNEST O. THOMPSON, C. V. TERREL AND LON A. SMITH, COMPOSING THE RAILROAD COMMISSION OF TEXAS, ET AL.,

Appellants,

vs.

CONSOLIDATED GAS UTILITIES CORPORATION

AND

TEXOMA NATURAL GAS COMPANY,

Appellees.

APPEAL FROM THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF TEXAS.

AMENDMENT TO APPELLEES' BRIEF FOR PURPOSE OF CORRECTING ERRORS.

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THE GUNTHORP-WARREN PRINTING COMPANY, 810 WEST JACKSON, CHICAGO

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Now come the appellees and file this amendment to the Brief for Appellees heretofore filed in this cause, for the purpose of correcting some arithmetical errors in calculation appearing on pages 152 and 156 of their brief. In this connection appellees show to the Court that their brief was written under great pressure, due to lack of time, the brief having been written within less than two weeks.

For the first of such amendments appellees substitute for the paragraph beginning in the last line of page 151 and ending near the middle of page 152 the following:

"'Original Exhibit No. 14, also filed with the record in this cause, graphically presents the comparative withdrawals of gas by Texoma and other producers in the West Panhandle field for the months of January to July, inclusive, of 1935. A cut of this graph is shown on the opposite page of this brief. From the court's findings (R. 176) it appears that at the time of the trial the production from the West Panhandle field had aggregated 4,427,642,131,000 cubic feet. Of this total the pipe lines, with an ownership of 56% of the total reserves, have produced only 529,554,454,000 cubic feet, or 12% of the total, while the owners of the other 44% have produced 3,898,096,776,000 cubic feet, or 88% of the total. Appellee Texoma, with an ownership of approximately 20% of the total reserves, had produced only 98,808,409,000 cubic feet, or 2.25% of the total withdrawals from the West Panhandle field.''

For the second amendment appellees substitute for the sentence beginning in the fourth line on page 156 the following:

"The facts are then, as reflected by this undisputed testimony, that the properties of Texoma have lost through drainage a total of 588,309,500,000 cubic feet of gas, or *almost one-fifth of its original reserves.*"

Respectfully submitted,

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